

ARTICLE 2

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ARTICLE 2

MISCELLANEOUS BUSINESSES

SEC. 6-2.00 PALMISTRY OR FORTUNE TELLING. PROHIBITED. It shall be unlawful for any person to exhibit or conduct in the City of Hayward, the business, art or practice of palmistry, fortune telling by any method, phrenology, or character reading by any method, or to sell or distribute books, pamphlets, or any article or thing granting or giving a palmistry reading, phrenology reading, or telling of fortunes or fortune telling.

SEC. 6-2.01 HAND CART SALES. PROHIBITED. It shall be unlawful for any person to hawk, peddle, vend or sell any article, merchandise, edible foods of any kind, or any other thing of value from a hand cart or other vehicle moved by human power along or upon the streets of the City of Hayward.

PUBLIC DANCES

SEC. 6-2.10 PUBLIC DANCE DEFINED. "Public Dance" shall mean a gathering of persons in or upon any premises where dancing is participated in, either as the main purpose for such gathering or as an incident to some other purpose, and to which premises the public is admitted.

SEC. 6-2.11 DANCE PERMIT REQUIRED. It shall be unlawful for any person to permit or allow or provide premises for the opening, conducting or carrying on of a public dance without first having obtained a permit and license therefor as provided in Article 1 of this Chapter.

SEC. 6-2.12 EXCEPTION TO PERMIT REQUIREMENTS. No permit shall be required for dances held by public recreational or educational agencies, or bona fide patriotic, religious, or fraternal associations or organizations, or for dances held in connection with patriotic, holiday, or school celebrations or festivals where such dances are casual or for one such occasion only, and are not conducted more often than once a month.

SEC. 6-2.13 PERMIT APPLICATION. Application for a permit and license required herein shall be filed with the Permits and License Division upon forms to be furnished by said Division and shall set forth the location and name of the premises wherein dancing is to be conducted, the names and addresses of all persons having an interest in said business, and such other information as the Investigating Official may require.

The Investigating Official to whom the application shall be referred shall be the Chief of Police. In recommending the granting or denying of such permit and license, the Chief of Police shall give particular consideration to the peace and order and moral welfare of the public.

SEC. 6-2.14 PERMIT AND LICENSE FEE. Every person granted a permit and license, as provided herein, shall pay an annual license fee in the sum established by resolution of the City Council, payable quarterly in advance.

SEC. 6-2.15 RULES AND REGULATIONS. TO WHOM APPLICABLE. It shall be unlawful for any person conducting any public dance, or any agent, employee or representative of

any such person, to violate or permit the violation of any of the following regulations:

- a. The premises on which any public dancing is being conducted shall be well lighted.
- b. No immoral, obscene or disorderly dancing, conduct or behavior, shall be permitted.
- c. No dancing shall be permitted between the hours of 2 o'clock a.m. and 2 o'clock p.m. next ensuing.
- d. No person under the influence of intoxicating liquor or narcotics shall be admitted or permitted to remain in or upon the premises.
- e. At all times during the holding of any dance, all doors leading from or opening into the place where the dance is held, are to remain unlocked, unbarred or unfastened.

The provisions of this section shall be applicable to all public dances whether requiring a permit or not under the provisions hereof and printed copies of these rules and regulations shall be furnished by the Chief of Police and kept posted in a conspicuous place on the premises where dancing is permitted.

SEC. 6-2.16 POWERS OF POLICE CHIEF AND HIS DEPUTIES. The Chief of Police or any of his deputies shall have the power to stop any public dance or close any premises whether a permit is issued hereunder or not for disturbing the peace, disorderly conduct, obscene or indecent behavior, or for violation of any law or ordinance.

SEC. 6-2.17 REVOCATION OF PERMIT AND LICENSE. Any permit and license granted pursuant to the provisions hereof may be revoked or suspended in the manner provided in Article 1 of this Chapter, for any violation of the rules and regulations herein set forth, or in order to preserve the peace and order and moral welfare of the public.